IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

Civil Application No. 1070 of 2006
in
Writ Petition No.1841 of 2005

Mrs.Arti Sanjay Gosavi ..Petitioner

vs.

Shri Sanjay Jagannath Gosavi ..Respondent

Ms.Usha Rahi i/b Ms.Vaishali Choudhari for petitioner
Shri R.D.Sawant for respondent.

CORAM: S.B.MHASE J.
7th April, 2006

P.C.

1. Heard the learned Counsel for the parties.

2. The main writ petition is directed as against the order dated 2nd September,2004 passed by Family Court No.3, Bandra, Mumbai. by the said order the petitioner husband was directed to pay Rs.500/- p.m. towards interim maintenance to the respondent wife from the date of the application i.e.June, 2004. Being aggrieved by the said order petitioner/wife approached this Court in the writ petition and rule has been issued. The main petition filed by the respondent/husband is for divorce. Now the present civil application is taken out for the purpose of staying the proceedings before the Family Court. In fact, when there is arrangement made for payment of maintenanmce, the wife should proceed with the hearing of the matter. It may be possible that maintenance may be inadequate according to her. The said question will be

considered in the main petition but it is not possible to stay the proceedings in the Family Court. Hence, the application is rejected.

+ **(S.B.MHASE J.)**